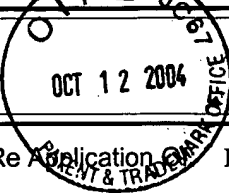
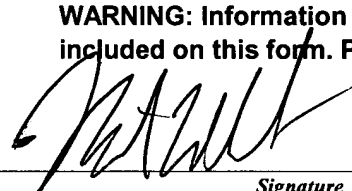


2123 JFW

 TRANSMITTAL LETTER (General - Patent Pending)				Docket No. 02560034AA				
In Re Application of Rappaport et al.								
Application No. 09/633,122	Filing Date 08/04/2000	Examiner A. Sharon	Customer No. 30743	Group Art Unit 2123	Confirmation No. 1149			
Title: METHOD AND SYSTEM FOR DESIGNING OR DEPLOYING A COMMUNICATIONS NETWORK WHICH ALLOWS SIMULTANEOUS SELECTION OF MULTIPLE COMPONENTS								
<u>COMMISSIONER FOR PATENTS:</u>								
Transmitted herewith is: Response to Communication Re-Submission of Amendment under 37 C.F.R. 1.111 Response to Requirement for Information Postcard								
in the above identified application.								
<input checked="" type="checkbox"/> No additional fee is required. <input type="checkbox"/> A check in the amount of _____ is attached. <input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. 50-2041 as described below.								
<input type="checkbox"/> Charge the amount of _____ <input checked="" type="checkbox"/> Credit any overpayment. <input checked="" type="checkbox"/> Charge any additional fee required.								
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.								
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.								
 _____ <i>Signature</i>			Dated: October 12, 2004					
Michael E. Whitham Reg. No. 32,635 Whitham, Curtis & Christofferson, P.C. 11491 Sunset Hills Road, Suite 340 Reston, VA 20190 (703) 787-9400			<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="padding: 5px;"> I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____ <div style="text-align: center;">(Date)</div> </td> </tr> <tr> <td style="padding: 5px;"> _____ <div style="text-align: center;"><i>Signature of Person Mailing Correspondence</i></div> </td> </tr> <tr> <td style="padding: 5px;"> _____ <div style="text-align: center;"><i>Typed or Printed Name of Person Mailing Correspondence</i></div> </td> </tr> </table>			I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____ <div style="text-align: center;">(Date)</div>	_____ <div style="text-align: center;"><i>Signature of Person Mailing Correspondence</i></div>	_____ <div style="text-align: center;"><i>Typed or Printed Name of Person Mailing Correspondence</i></div>
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_____ <div style="text-align: center;"><i>Signature of Person Mailing Correspondence</i></div>								
_____ <div style="text-align: center;"><i>Typed or Printed Name of Person Mailing Correspondence</i></div>								
CC:								



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Rappaport

Confirmation No. 1149

Serial No. 09/633,122

Group Art Unit 2123

Filed August 4, 2000

Examiner Sharon, Ayal J.

For METHOD AND SYSTEM FOR DESIGNING OR DEPLOYING A
COMMUNICATIONS NETWORK WHICH ALLOWS SIMULTANEOUS
SELECTION OF MULTIPLE COMPONENTS

Box Non-Fee Amendment
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

RESPONSE TO COMMUNICATION

Sir:

In response to the office communication mailed September 16, 2004, the applicant provides the following:

- 1) A Re-Submission of Amendment under 37 C.F.R. 1.111; and
- 2) A Response to the Requirement for Information.

If any fees are required to enter this response, or to gain entry and consideration of the two attached papers noted above, the Commissioner is authorized to charge attorney's deposit account 50-2041 (Whitham, Curtis & Christofferson). If any extensions of time are required to gain entry of any of these papers, a provisional request for an extension of time is hereby made.

In response to the office communication, the undersigned asserts he has made a review of the office file, and affirms that the Requirement for Information identified as previously being mailed in March 15, 2004, has not been received in this office. The undersigned acknowledges with appreciation the re-mailing of the missing document.

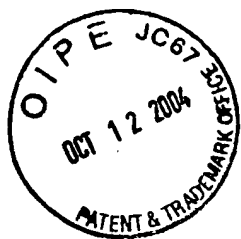
Respectfully submitted,

A handwritten signature in black ink, appearing to read "Michael E. Whitham".

Michael E. Whitham
Reg. No. 32,635

Whitham, Curtis & Christofferson, P.C.
11491 Sunset Hills Road, Suite 340
Reston, VA 20190

703-787-9400



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Rappaport

Confirmation No. 1149

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Box Non-Fee Amendment
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

RESPONSE TO REQUIREMENT FOR INFORMATION

Sir:

In response to the office communication mailed September 16, 2004, a Requirement for Information under 37 C.F.R. 105 was re-mailed. This letter provides the information requested.

As best understood by the undersigned, the basic issues for which clarification is sought are as follows:

- 1) Inventorship
- 2) Ownership or Rights by Third Parties
- 3) Public Use or On Sale Activity
- 4) Public availability of certain documents

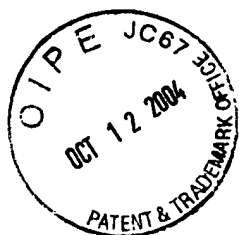
As will be discussed in more detail below: Dr. Rappaport and Dr. Skidmore are correctly identified as the only inventors of the claimed invention; at the time the application was filed, Wireless Valley Communications was the only company with any ownership interest in the patent application; there has been no prior public use or on sale activity of the claimed invention prior to the effective filing date of the present application; and there is no inconsistency in the statements made concerning the availability of documents identified in the information disclosure statement.



VIRGINIA POLYTECHNIC INSTITUTE
AND STATE UNIVERSITY

Office of the Vice Provost for Graduate Studies
and Dean of the Graduate School

Graduate School
Sandy Hall (0325)
Blacksburg, Virginia 24061
Phone: (540) 231-7581 Fax: (540) 231-1670



Mr. Roger Skidmore,
President
Wireless Valley Communications, Inc.
2404 Rutland Drive, Suite 700
Austin, TX 78758

Your ETD, entitled: A Comprehensive In-Building and Microcellular Wireless Communication System Design Tool, was approved on August 18, 1997 and restricted until November 22, 1999, during which time the contents were unavailable for public viewing.

Thank you,

David Pluska
Administrative and Program Specialist
Diplomas and Records Management
Electronic Thesis and Dissertation Reviewer
Graduate School
314 Sandy Hall
Blacksburg, VA 24061
(540) 231 - 7120
(540) 231 - 2727 (Fax)